

IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF PUERTO RICO

IN RE: ROBERTO ORTIZ SOTOMAYOR

Bkrtcy. No. 10-10278-SEK

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date:	Oct 29, 2010	Meeting Date	Dec 03, 2010	DC Track No.	10
Days from petition date	35	Meeting Time	10:00 AM		
910 Days before Petition	5/2/2008	<input type="checkbox"/> Chapter 13 Plan Date	Oct 29, 2010 Dkt.# 2	<input type="checkbox"/> Amended.	
This is debtor(s)	1st	Bankruptcy petition.	Plan Base:	\$3,600.00	
This is the	1st	Scheduled Meeting	Confirmation Hearing Date:	Jan 14, 2011	Time: 9:00 AM
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	Ck/MO No.	Date	Amount	Total Paid In:	\$0.00

I. <u>Appearances:</u>	<input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference	<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
<input checked="" type="checkbox"/> Debtor Present	<input checked="" type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were	<input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath.	
Attorney for Debtor(s)	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present	
Substitute attorney:	<input type="checkbox"/> Pro-se.	

II. Attorneys Fees as per R 2016(b) Statement	Attorney of record:	JOSE PRIETO CARBALLO*
Total Agreed: \$3,000.00	Paid Pre-Petition: \$206.00	Outstanding: \$2,794.00
THROUGH THE PLAN <input checked="" type="checkbox"/>		

III. Trustee's will file Motion to Dismiss:	<input type="checkbox"/> For Failure to appear; <input type="checkbox"/> For Failure to commence payments.
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IV. Trustee's Report on Confirmation & Status of §341 Meeting			
Debtor(s) Income is (are)	<input checked="" type="checkbox"/> Under <input type="checkbox"/> Above Median Income.	Liquidation Value:	<input checked="" type="checkbox"/>
Commitment Period is	<input checked="" type="checkbox"/> 36 <input type="checkbox"/> 60 months. <small>§1325(b)(1)(B)</small>	Gen. Unsecured Pool:	<input checked="" type="checkbox"/>
1.50% The Trustee	<input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS	Plan confirmation.	<input checked="" type="checkbox"/>
§341 Meeting	<input type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input type="checkbox"/> CLOSED <input checked="" type="checkbox"/> HELD OPEN FOR 5 DAYS		
§341 Meeting Rescheduled for:			

V. Trustee's OBJECTIONS to Confirmation:	
<input checked="" type="checkbox"/> FEASIBILITY <small>§1325(a)(6)</small>	<input type="checkbox"/> INSUFFICIENTLY FUNDED <input type="checkbox"/> To pay \$507 <input type="checkbox"/> Fails Creditor's Best Interest Test <small>§1325(A)(4)</small>
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS <input checked="" type="checkbox"/> Tax returns requirements. <small>§1308</small>	
<input type="checkbox"/> Failure to comply with DSO requirements <input type="checkbox"/> Plan not filed in Good Faith <small>§1325(a)(3)</small>	<input type="checkbox"/> Unfair Discrimination <small>§1322(a)(3)</small>

ADDITIONAL OBJECTIONS / COMMENTS:
<p>- Debtor will submit 2781 (evidence of tax returns).</p> <p>- Debtor will submit evidence of social security income.</p> <p>- Debtor will amend plan to include plan date.</p> <p>- Will amend Schedule I to state that Debtor is separated.</p>

/s/ José R. Carrión
Trustee


Presiding Officer

Page 1 of 1

Date: Dec 03, 2010